

OFFICIAL



GAZETTE

GOVERNMENT OF GOA

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Department of Personnel and Administrative Reforms

Notification

1/17/74-PER (Vol. III)

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, and in supersession of the existing recruitment rules for the posts, the Governor of Goa hereby makes the following rules relating to recruitment to the Goa General Service, Group 'B' Gazetted post in Pharmacy College, Government of Goa, namely: —

1. Short title, application and commencement. —

(1) These rules may be called the Government of Goa, Pharmacy College, Goa General Service, Group 'B' Gazetted post, Recruitment Rules 1990.

(2) *Application.* — These rules shall apply to the posts specified in Column 1 of the Schedule to these rules (hereinafter called as the "said Schedule").

(3) They shall come into force from the date of publication in the Official Gazette.

2. Number, classification and scales of pay. —

The number of posts, classification of the said posts and the scales of pay attached thereto shall be as specified in columns 2 to 4 of the said Schedule:

Provided that the Government may vary the number of posts in Column 2 of the said Schedule from time to time subject to exigencies of work.

3. *Method of recruitment, age limit and other qualifications.* — The method of recruitment to the said posts, age limit, qualifications and other matters connected therewith shall be as specified in columns 5 to 13 of the said Schedule.

4. *Disqualification.* — No person who has entered into or contracted a marriage with a person having a spouse living or who, having a spouse living, has entered into or contracted a marriage with any person, shall be eligible for appointment to the service:

Provided that the Government may, if satisfied that such marriage is permissible under the personal law applicable to such person and the other party to the marriage and that there are other grounds for so doing, exempt any person from the operation of this rule.

5. *Power to relax.* — Where the Government is of the opinion that it is necessary or expedient so to do, it may, by order, for reasons to be recorded in writing and in consultation with the Goa Public Service Commission relax any of the provisions of these rules with respect to any class or category of persons.

6. *Saving.* — Nothing in these rules shall affect reservation, relaxation of age limit and other concessions required to be provided for Scheduled Castes and other special categories of persons in accordance with the orders issued by the Government from time to time in that regard.

7. These rules are issued in consultation with the Goa Public Service Commission vide their letter No. COM/II/13/33(1)/89 dated 2-7-1990.

By order and in the name of the Governor of Goa.

Smt. Prabha Chandran, Under Secretary (Personnel).

Panaji, 7th August 1990.

SCHEDULE

SERIES I No. 22

Name of the post	No. of posts	Classification	Scale of pay	Whether selection post or non-selection post	Age limit for direct recruits	Whether the benefit of added years of service is admissible under Rule 30 of CCS (Pension) Rules 1972	Educational and other qualifications required for direct recruits	Whether age & Educational Qualifications prescribed for the direct recruits will apply in the case of promotees	Period of probation if any	Method of recruitment whether by direct recruitment or by deputation/transfer and percentage of the vacancies to be filled by various methods	In case of recruitment by promotion/deputation/transfer, grades from which promotion/deputation/transfer is to be made	If a D. P. C. exists, what is its composition	Circumstances in which Goa Public Service Commission is to be consulted in making recruitment
1	2	3	4	5	6	6(a)	7	8	9	10	11	12	13
Librarian	1 (1989) (Subject to variation dependent upon workload)	Goa General Service Group 'B' Gazetted.	Rs. 1640-60-2600-EB-75-2900	Selection	Not exceeding 35 years (Relaxable for Govt. servants by 5 years in accordance with the instructions or orders issued by the Government).	No.	<p>Essential:</p> <p>i) Master's Degree of a recognised University or equivalent.</p> <p>ii) Degree or equivalent diploma in Library Science of a recognised University or Institute.</p> <p>iii) 2 years experience in a responsible capacity in a library of standing.</p> <p>Desirable:</p> <p>i) Master's Degree in Library Science of a recognised University or equivalent.</p> <p>ii) Experience of documentation work in a responsible capacity.</p> <p>iii) Working Knowledge of any one modern European language other than English.</p> <p>iv) Knowledge of Konkani and/or Marathi.</p>	Age — No. Educational Qualifications: — No, but must possess at least Degree or equivalent Diploma in Library Science from a recognised University or Institution.	Two years	Promotion failing which by transfer on deputation and failing both by direct recruitment.	<p>Promotion:</p> <p>Librarian in the scale of Rs. 1350-2200 and Assistant Librarian in the scale of Rs. 1400 - 2300 with 5 years regular service in the grade.</p> <p>Transfer on deputation:</p> <p>From State Govt. Officials</p> <p>A i) holding analogous posts on regular basis, or</p> <p>ii) With 5 years of regular service in the post in the scale of Rs. 1400 - 2300, and</p> <p>B) Possessing the educational qualifications and experience prescribed for direct recruits under Col. 7.</p> <p>(Period of deputation including period of deputation in another ex-cadre post held immediately preceding this appointment in the same or some other organisation/Department of the Central Govt. shall ordinarily not exceed 3 years).</p>	<p>Group 'B'</p> <p>D.P.C. consisting of: —</p> <p>1) Chairman/Member, G.P.S.C. — Chairman.</p> <p>2) Chief Secretary or his nominee — Member.</p> <p>3) Administrative Secretary/Head of Department — Member.</p> <p>(For considering promotion and confirmation).</p>	As required under the Goa Public Service Commission (Exemption from Consultation) Regulations, 1988. Consultation with Goa Public Service Commission is necessary while making direct recruitment, promotion, selecting an officer for appointment on deputation and amending/relaxing any of the provisions of these rules.

Law (Legal and Legislative Affairs) Department

Notification

10-3-88/LA (Part)

The following Notification received from the Government of India, Department of Personnel and Training, Ministry of Personnel, Public Grievances and Pensions, New Delhi is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 14th December, 1988.

GOVERNMENT OF INDIA

Department of Personnel & Training

Ministry of Personnel, Public Grievances and Pensions

New Delhi, the 11th October, 1988.

Notification

G.S.R. In exercise of the powers conferred by clauses (d), (e) and (f) of sub-section (2) of section 35 and clause (c) of section 36 of the Administrative Tribunals Act, 1985 (13 of 1985), the Central Government hereby makes the following rules to amend the Central Administrative Tribunal (Procedure) Rules, 1987, namely:—

1. (1) These rules may be called the Central Administrative Tribunal (Procedure) Amendment Rules, 1988.

(2) They shall come into force on the 24th of October, 1988.

2. In section 2 of the Central Administrative Tribunal (Procedure) Rules, 1987 (hereinafter referred to as the said rules)—

(a) for clause (b), the following clause shall be substituted, namely:—

‘(b) “agent” means a person duly authorised by a party to present an application, written reply, rejoinder or any other document on its behalf before the Tribunal’;

(b) for clause (f), the following clause shall be substituted, namely:—

‘(f) “Legal representative” means a person who in law represents the estate of the deceased person and includes a person or persons in whom the right to receive pensionary retirement, terminal or other benefits or family pension vests’.

3. In rule 4 of the said rules, —

(a) for sub-rule (2) the following sub-rule shall be substituted, namely:—

“(2) The application under sub-rule (1) shall be presented in triplicate in the following two compilations—

(i) compilation number 1:— application along with the impugned order, if any;

(ii) compilation number 2:— all other documents, and annexures referred to in the application in a paper book form.”;

(b) in sub-rule (5), in clause (b), the words “provided that at least one affected person joins such an application” shall be added at the end.

4. In rule 5 of the said rules, —

(a) in sub-rule (3), the following shall be added at the end, namely:—

“where an application is received by registered post, the applicant shall be informed of the defects, if any, and he shall be required to rectify the same within such time as may be stipulated by the Registrar.”;

(b) for sub-rule (4), the following sub-rule shall be substituted, namely:—

“(4) (a) If the applicant fails to rectify the defect within the time allowed under sub-rule (3), the Registrar may, by order and for reasons to be recorded in writing, decline to register the application and place the matter before the Bench for appropriate orders.

(b) Such matter may be dealt with and disposed of in chamber.”

5. For rule 6 of the said rules, the following rule shall be substituted, namely:—

“6. Place of filing application. — (1) An application shall ordinarily be filed by an applicant with the Registrar of the Bench within whose jurisdiction —

(i) the applicant is posted for the time being, or

(ii) the cause of action, wholly or in part, has arisen:

Provided that with the leave of the Chairman the application may be filed with the Registrar of the Principal Bench and subject to the orders under section 25, such application shall be heard and disposed of by the Bench which has jurisdiction over the matter.

(2) Notwithstanding anything contained in sub-rule (1) persons who have ceased to be in service by reason of retirement, dismissal or termination of service may at his option file an application with the Registrar of the Bench within whose jurisdiction such person is ordinarily residing at the time of filing of the application”.

6. In rule 8 of the said rules, after sub-rule (3) the following sub-rule shall be inserted, namely:—

“(4) Where the applicant seeks condonation of delay, he shall file a separate application supported by an affidavit”.

7. In rule 9 of the said rules, in sub-rule (1), for the words “a paper book containing”, the words “the following documents” shall be substituted.

8. In rule 11 of the said rules, —

(a) for sub-rule (1), the following sub-rule shall be substituted, namely: —

“(1) Notices to be issued by the Tribunal may be served by any of the following modes —

(i) service by the party itself:

(ii) by hand delivery (dasti) through process server;

(iii) by registered post ‘with acknowledgement due’;

(iv) through the concerned Head of the Department:

Provided that if the Tribunal does not specify the mode of service, notice may be sent by ‘registered post’ with acknowledgement due and the provisions of sub-rule (2) of rule 19. A of Order V of First Schedule to the Code of Civil Procedure, 1908 (5 of 1908) shall apply to such mode of service”;

(b) for sub-rule (4) and (5), the following sub-rules shall be substituted, namely: —

“(4) Notwithstanding anything contained in sub-rule (1), the Tribunal may, in its discretion, having regard to the nature of the case, direct the service of the notice on the Standing Counsel, authorised to accept the service, for any Department or Organisation of the Central Government, or an authority, a corporation, a body owned or controlled by the Central Government.

(5) Every notice issued by the Tribunal shall unless otherwise ordered, be accompanied by a copy of the application and a copy of the impugned order”.

9. For rule 17 of the said rules, the following rule shall be substituted, namely: —

“17. Review petition. — (i) No petition for review shall be entertained unless it is filed within thirty days from the date of the order of which the review is so sought.

(ii) A review petition shall ordinarily be heard by the same Bench which has passed order, unless, for reasons to be recorded in writing, the Chairman may direct it to be heard by any other Bench.

(iii) Unless ordered otherwise by the Bench concerned, a review petition shall be disposed of by circulation where the Bench may either dismiss the petition or direct notice to be issued to the opposite party

(iv) Where a petition for review of any judgment or order has been disposed of, no further petition for further review shall lie”.

10. In rule 18 of the said rules, in sub-rule (1), for the words “thirty days”, the words “ninety days” shall be substituted.

11. For Rule 21 of the said rules, the following rule shall be substituted, namely: —

“21. Publication of orders. — Such of the orders of the Tribunal, as are deemed fit for publication in any authoritative report or the press, may be released for such publication on such terms and conditions as the Chairman may specify by general or special order.”

12. For rule 22 of the said rules, the following rule shall be substituted, namely: —

“22. Communication of orders to the parties.—

(1) Every interim order, granting or refusing or modifying interim relief and final order shall be communicated to the applicant and to the concerned respondent or to their Counsels, either by hand delivery or by post free of cost:

Provided that unless ordered otherwise by a Bench, a copy of the final order need not be sent to any respondent who has not entered appearance:

Provided further that when the petitioners or the respondents are represented by a Counsel, under a single Vakalatnama, only one copy shall be supplied to such Counsel as named therein.”

13. In rule 28 of the said rules, for sub-rule (3), the following sub-rule shall be substituted, namely:—

“(3) In the absence of the Registrar, the Deputy Registrar or any other officer to whom the powers and functions of the Registrar are delegated by the Chairman or Vice-Chairman, as the case may be, may exercise the powers and functions of the Registrar.”

14. In rule 29 of the said rules, —

(a) in clause (viii), for the figures and word “15 days”, the figures and word “30” shall be substituted:

15. In appendix A to the said rules, for Form I, the following Form shall be substituted, namely: —

“F O R M - I”

(See rule 4)

Application under Section 19 of the Administrative Tribunals Act, 1985

Title of the Case:

I N D E X

S. No.	Description of documents relied upon	Page No.
1.	Application	
2.		
3.		
4.		
5.		
6.		

Signature of the applicant

For use in Tribunals Office

Date of filing

or

Date of receipt by post

Registration No.

Signature
for Registrar

In the Central Administrative Tribunal Bench
 A.B. (add description such as son of, resident of and place
 of employment or last employed

APPLICANT

VS.

C.D. (add description and the residential or official address
 on which the service of notices is to be effected on the
 respondent or respondents. The details of each respondent
 are to be given in a chronological order).

RESPONDENT

Details of Application:—

1. *Particulars of the order against which the application
 is made.*

(Particulars of the order giving the details like the
 number, date and the authority which has passed the order,
 against which the application is made).

2. *Jurisdiction of the Tribunal:*

The applicant declares that the subject matter of the
 order against which he wants redressal is within the juris-
 diction of the Tribunal.

3. *Limitation:*

The applicant further declares that the application is
 within the limitation period prescribed in section 21 of the
 Administrative Tribunals Act, 1985.

4. *Facts of the case:*

(Give here a concise statement of facts in a chronological
 order, each paragraph containing as nearly as possible a
 separate issue or fact).

5. *Grounds for relief with legal provisions.*

6. *Details of the remedies exhausted:*

The applicant declares that he has availed of all the
 remedies available to him under the relevant service rules,
 etc.

(Give here chronologically the details of representations
 made and the outcome of such representations with refer-
 ence to the number of Annexure to be given in support
 thereof).

7. *Matters not previously filed or pending with any other
 court:*

The applicant further declares that he had not previously
 filed any application, writ petition, or suit regarding the
 matter in respect of which this application has been made,
 before any court or any other authority or any other Bench
 of the Tribunal nor any such application, writ petition or
 suit is pending before any of them.

In case the applicants had previously filed any such
 application, writ petition or suit, the stage at which it is
 pending, and if decided, the list of the decisions should be
 given with reference to the number of Annexure to be
 given in support thereof.

8. *Relief's sought:*

In view of the facts mentioned in para 6 above the
 applicant prays for the following relief(s):—

(Specify below the relief(s) sought explaining the grounds
 for such relief(s) and the legal provisions, if any relied
 upon).

9. *Interim order, if any prayed for:*

Pending final decision on the application, the applicant
 seeks the following interim relief:

(Give here the nature of the interim relief prayed for).

10. In the event of application being sent by registered
 post, it may be stated whether the applicant desired to

have oral hearing at the admission stage and if so, he shall
 attach a self-addressed Post-Card or Inland Letter, at
 which intimation regarding the date of hearing could be
 sent to him.

11. Particulars of Bank Draft/Postal Order filed in
 respect of the application fee.

12. List of enclosures.

1.

2.

3.

4.

VERIFICATION

I (Name of the
 applicant) S/O, W/O, D/O
 age, working as
 in the office of
 resident of
 do hereby verify that the contents of paras
 to are true to my personal knowledge and
 paras to believed to be true on legal
 advice and that I have not suppressed any material fact.
 Date:

Place:

Signature of the applicant."

(A-11019/44/87-AT)

SMT. KRISHNA SINGH

Joint Secretary to the Government of India.

Notification

7-21-85/LA

In exercise of the powers conferred by section 11
 of the Goa Salary, Allowances and Pension of Mem-
 bers of the Legislative Assembly Act, 1964 (Act 2
 of 1965), the Government of Goa hereby makes the
 following rules so as to amend the Goa, Daman and
 Diu (Payment of Pension to Members of the Legis-
 lative Assembly) Rules, 1985, namely:—

1. *Short title and commencement.*— (1) These ru-
 les may be called the Goa (Payment of Pension to
 Members of the Legislative Assembly) (Amend-
 ment) Rules, 1990.

(2) They shall come into force at once.

2. *Amendment of rule 11.*— In the Goa, Daman
 and Diu (Payment of Pension to Members of the
 Legislative Assembly) Rules, 1985, after rule 11,
 the following proviso shall be inserted, namely:—

"Provided that the pensioner may, during his
 life time, nominate one or more persons from
 amongst his legal heirs who shall be entitled to
 receive the amount of pension due till the date of
 his death including unpaid arrears."

By order and in the name of the Governor of
 Goa.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 7th August, 1990.